

MULTIMEDIA



UNIVERSITY

STUDENT ID NO

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MULTIMEDIA UNIVERSITY

FINAL EXAMINATION

TRIMESTER 1, 2018 / 2019

DBL5028 – COMPANY LAW
(For Diploma Students Only)

16 OCTOBER 2018
2.30 p.m. – 4.30 p.m.
(2 Hours)

INSTRUCTIONS TO STUDENT

1. This question paper consists of 2 pages with 4 questions.
2. Answer all questions.
3. You are required to cite provisions and case laws where relevant.
4. Write all your answers in the Answer Booklet provided.

QUESTION 1

- a) Suri and Mei Ling intend to start catering business together as partners, but they do not know much about partnership relationship.
- i. Briefly explain the liability in partnership business. (4 marks)
 - ii. List any **FIVE (5)** ways to dissolve a partnership. (5 marks)
- b) Discuss the types of company according to liability of members with reference to Companies Act 2016. (9 marks)
- c) Explain the effects of incorporation under section 20 and section 21 of Companies Act 2016. (7 marks)

[Total: 25 Marks]

QUESTION 2

- a) A share usually represents a unit of ownership in the company and the amount paid on the share contributes to the company's capital. Discuss the following:
- i. Classification of share capital. (7 marks)
 - ii. Main rights and powers attached to shares as stated under section 71 of Companies Act 2016. (5 marks)
 - iii. Reduction of share capital. (6 marks)
- b) Explain how shares can be transferred to the other member/person. (7 marks)

[Total: 25 Marks]

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QUESTION 3

- a) State any **FIVE (5)** types of directors.
(5 marks)
- b) Explain the requirement for number of directors in a company by referring to Companies Act 2016.
(5 marks)
- c) Yuyu was appointed as a director of a company called Yoyo Sdn. Bhd. One month later, Yuyu has been declared bankrupt by court due to default of payment on her housing and personal loan.
Yuyu seeks for your advice as to whether she is still qualified as a director in Yoyo Sdn. Bhd.
(15 marks)

[Total: 25 Marks]

QUESTION 4

- a) The annual financial statements for a financial year shall give a true and fair view of the financial position as at the end of the financial year and the financial performance for the financial year of the company. Briefly explain directors' report in financial statements of a company.
(15 marks)
- b) Last month, Sufi quit his job as an auditor in a well-known audit firm. Currently, he works as a financial manager at Sabak Sdn. Bhd. The company has decided to appoint Sufi as their auditor even though Sufi is currently one of their officer.
As a lawyer for the company, advise Sabak Sdn. Bhd whether Sufi is qualified to be appointed as an auditor for Sabak Sdn. Bhd.
(10 marks)

[Total : 25 Marks]

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